

### **REMARKS/ARGUMENTS**

The office action of June 4, 2004 has been carefully reviewed and these remarks are responsive thereto. Reconsideration and allowance of the instant application are respectfully requested. Claims 3-13 and 16-25 remain in this application. Claims 1, 2, 14 and 15 have been canceled without prejudice or disclaimer.

Preliminarily, applicants note with appreciation the indication that the application contains allowable subject matter. Specifically, claims 3-13 and 16-25 have been objected to for being dependent upon a rejected base claim, but would be allowable if amended to incorporate all the features of their ultimate base claim and any intervening claims. Claims 3-13 and 16-25 have been amended as appropriate to incorporate the features of their base claims and are believed to be in condition for allowance.

The undersigned did not receive initialed copies of all of the PTO-1449 forms (or equivalents) evidencing the Examiner's consideration of all of the references cited by Applicant. Specifically, the undersigned did not receive initialed copies for the following submissions:

1. Page 1 of the PTO-1449 form submitted in with the Information Disclosure Statement on March 8, 2002, first reference listed as "D. PLUMMER, "RFC 826: An Ethernet Address Resolution Protocol", ... November 1982, pp. 1-8" - a copy of the IDS/1449 forms and dated receipt card is attached; and
2. The electronic IDS submitted May 24, 2004 - a copy of the electronic IDS, including Acknowledgement Receipt, is attached.
3. The two references listed under the "Other Documents" on the PTO-1449 filed with the IDS submitted August 23, 2001. The U.S. patent documents identified on that PTO-1449 however were initialed.

The undersigned requests that the Examiner return the initialed copies with the next communication.

Applicants have renumbered the labels associated with the IEEE 1394 Interface (formerly 140) and devices (formerly 150) as these labels were duplicative of ROM 140 and RAM 150. In addition, applicant has amended the specification to change the labeling as well.

Appln. No.: 09/769,438  
Amendment dated September 3, 2004  
Reply to Office Action of June 4, 2004

Claims 1-2 and 14-15 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. patent no. 6,219,697 to Lawande et al. ("Lawande"). Applicants respectfully traverse this rejection. This rejection is deemed moot as the rejected claims have been canceled.

**CONCLUSION**

A Fee Transmittal is attached. If any additional fees are required or if an overpayment is made, the Commissioner is authorized to debit or credit our Deposit Account No. 19-0733, accordingly.


All rejections having been addressed, applicants respectfully submit that the instant application is in condition for allowance, and respectfully solicit prompt notification of the same.

Respectfully submitted,

BANNER & WITCOFF, LTD.

Dated: September 1, 2004

By:

  
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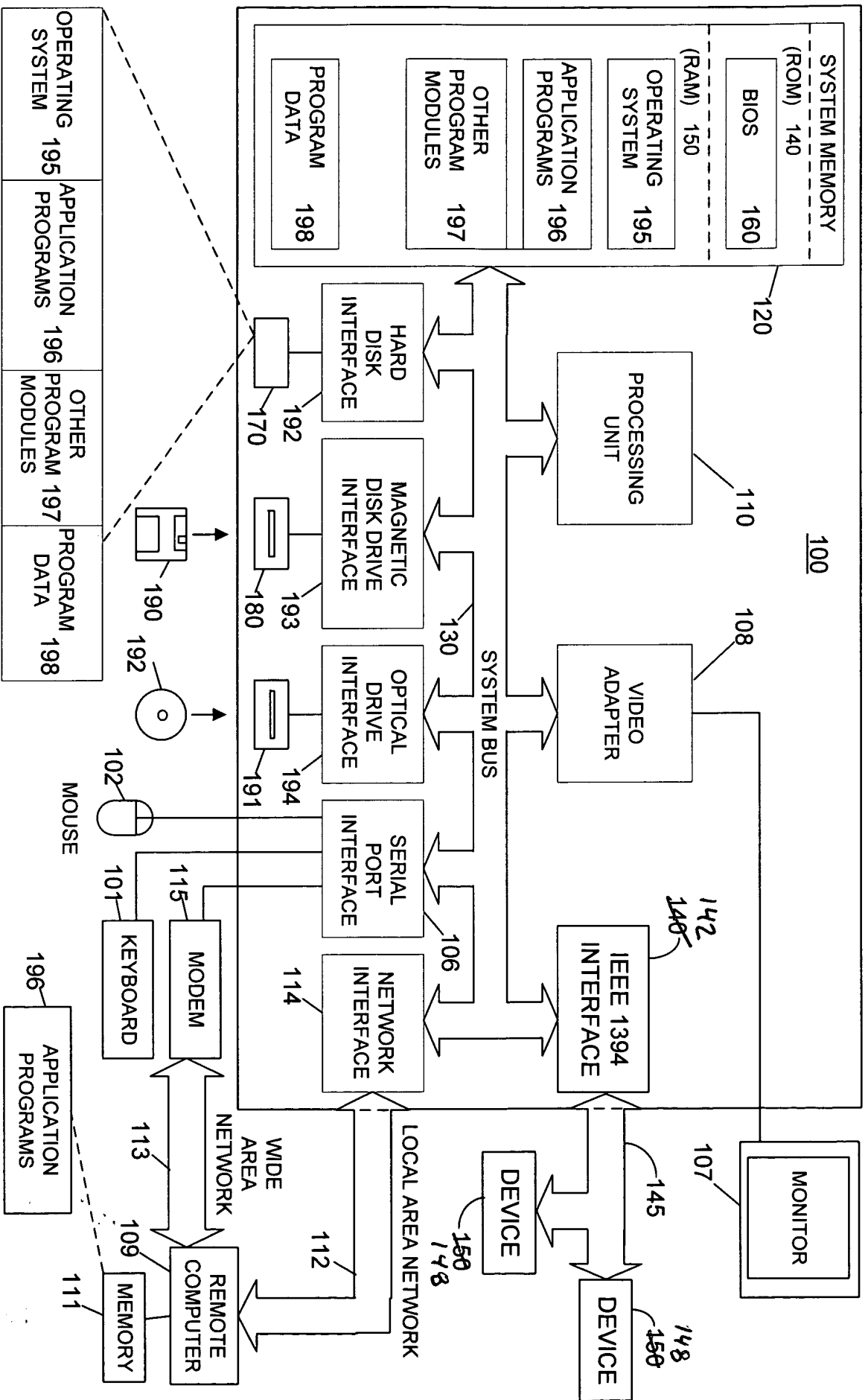


FIG. 1



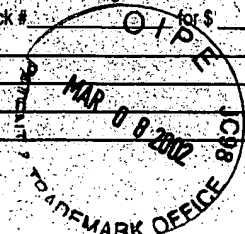


☒ **PATENT** ☐ **DESIGN** B&W Ref. 3197, 86780 Date 3/8/02  
☐ **HAND CARRY Group/Section** Bldg Rm  
Serial/Patent No. 09/369,438 Atty/Sec RAD/god  
Inventor Jay A. O. Client Microsoft  
Title Method and Apparatus for Combining Thermal Functionality over a Serial Bus

The following has been received in the U.S. Patent and Trademark Office on the date stamped hereon:

<input type="checkbox"/> total pp Spec., including : # of Claims _____	<input type="checkbox"/> Sequence Listing : <input type="checkbox"/> Diskette <input type="checkbox"/> Paper
(# of independent claims _____); <input type="checkbox"/> Abstract	<input type="checkbox"/> Amendment <input type="checkbox"/> Response : OA did _____
<input type="checkbox"/> Drawings : <input type="checkbox"/> Formal <input type="checkbox"/> Informal	<input type="checkbox"/> Petition for Extension of Time until _____
# of distinct sheets _____ : Figs. _____	<input type="checkbox"/> CPA <input type="checkbox"/> RCE <input type="checkbox"/> w/Ext of Time : OA did _____
<input type="checkbox"/> Declaration/Power of Attorney : <input type="checkbox"/> Executed <input type="checkbox"/> Unexecuted	<input type="checkbox"/> Request for Approval of Drawing Changes
<input type="checkbox"/> Assignment w/PTO Cover Sheet	<input type="checkbox"/> Notice of Appeal & Fee
<input checked="" type="checkbox"/> IDS w/PTO 1449 <input checked="" type="checkbox"/> References <input type="checkbox"/> w/Fee	<input type="checkbox"/> Brief : <input type="checkbox"/> Appeal & Fee <input type="checkbox"/> Reply
<input type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Request for Oral Hearing
<input type="checkbox"/> Priority Claim (Foreign or U.S. Provisional: B&W # _____)	<input type="checkbox"/> Issue Fee <input checked="" type="checkbox"/> Advance Patent Copies (# ordered <u>6</u> )
Country _____ Appl. # _____ Date _____	Notice of Allowance did _____
<input type="checkbox"/> w/Foreign Priority Document(s)	<input type="checkbox"/> Amendment under 37 CFR 1.312
<input type="checkbox"/> Application : <input type="checkbox"/> CIP <input type="checkbox"/> Continuation <input type="checkbox"/> Divisional	<input type="checkbox"/> Request for Certificate of Correction
Parent Ser. No. _____ B&W# _____	<input type="checkbox"/> Transmittal <input type="checkbox"/> Fee Transmittal w/Auth. to Charge Deposit Acct.
<input type="checkbox"/> U.S. Provisional _____ pp Spec/Claims; Cover Sheet	<input type="checkbox"/> Certificate of Mailing
<input type="checkbox"/> Response to Missing Parts/Requirements did _____	<input type="checkbox"/> Check # _____ for \$ _____
<input type="checkbox"/> Response to Notice to File Corrected Appln. Papers did _____	<input type="checkbox"/> _____
<input type="checkbox"/> Request for Expedited Foreign Filing License	<input type="checkbox"/> _____
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<input type="checkbox"/> Response to Restriction/Election Requirement	<input type="checkbox"/> _____

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